



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/593,158 20529 THE NATH LAW GROUP 112 South West Street Alexandria, VA 22314	Rakesh Ratnam	27678U
		INTERNATIONAL APPLICATION NO. PCT/IN04/00142
		I.A. FILING DATE PRIORITY DATE 05/20/2004 03/19/2004

CONFIRMATION NO. 7035
371
ABANDONMENT/TERMINATION
LETTER



OC00000034715946

Date Mailed: 03/20/2009

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 06/27/2008 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ratnam et al.	Conf. No.:	7035
Serial No.:	10/593,158	Examiner: TBD
Filed:	September 18, 2006	Group Art Unit: TBD
Int. App. No.	PCT/IN2004/000142	
Int. Filing Date:	May 20, 2004	

For: **PROCESS FOR PRODUCING CHLORINATED SUCROSE*****PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR § 1.181***

Commissioner for Patents
PCT Petitions Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

Applicant respectfully requests that the Notice of Abandonment mailed March 20, 2009 be withdrawn for failure to respond to the Notification of Missing Requirements mailed June 27, 2008. Applicant made a bona fide attempt to reply to a Notice of Insufficient Fees of \$2,950 mailed June 27, 2008 by filing a response to the Notice of Insufficient Fees (Form PCT/DO/30/923) on August 7, 2008. If the examiner believes that the response of the Applicant filed on August 7, 2008 was non-compliant or parts of the response omitted, then Applicant respectfully requests that a new time period be given for reply under 37 C.F.R. § 1.134 to supply the omission, because Applicant was never given notice of any non-compliance or insufficiency of the August 7, 2008 reply.

Statement of the Facts

- 1) Applicant filed a U.S. national phase application of PCT/IN2004/000142 under 35 U.S.C. 371 on September 18, 2006, including a Transmittal Letter to the United States Designated/Elected Office Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371, stating on page 3, "The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112".

- 2) An executed inventors' declaration was filed with the national phase filing on September 18, 2006.
- 3) At the time of filing, Applicant submitted a clean substitute specification to be examined. The clean substitute specification was listed on the date stamped filing receipt and transmittal letter as 27 pages of the specification, 8 pages of claims, 1 page of the abstract and 8 sheets of drawings.
- 4) Applicant also submitted a marked up-copy of the specification as indicated on the stamped filing receipt and transmittal letter.
- 5) Applicant submitted a Statement Under 37 CFR § 1.125 stating the clean copy of the substitute specification contained no new matter over that contained in the original application.
- 6) Other items submitted with the national phase application are listed on the date stamped filing receipt and transmittal letter.
- 7) Applicant paid \$1,340 for fees which included \$400 for 8 claims over 20 on September 18, 2006, the filing date of the application.
- 8) On June 24, 2008, applicant received a Notice of Acceptance and Official Filing receipt indicating that September 18, 2006 was the date of receipt of requirements under 35 U.S.C. § 371 and completion of all requirements under 35 U.S.C. § 371. The Notice was sent by USPTO employee Paulette R. Kidwell.
- 9) On June 27, 2008, Applicant received a Notice of Insufficient Fees, Form PCT/DO/EO/923, sent by USPTO employee Paulette R. Kidwell. The notice stated that additional claim fees of \$2950 were due for 67 total claims over 20. A two month reply was set from the date of the notice with extensions of time permitted.
- 10) Along with the Notice of Insufficient Fees there was received a Letter Regarding a New Notice and/or Status of the Application, stating the applicant may disregard the previous notice mailed on June 24, 2008.
- 11) Applicant timely submitted a response to the Notice of Insufficient Fees on August 7, 2008, despite the fact that the notice ignored the statement regarding "The Commissioner is hereby authorized to charge any additional fees which may be required to Deposit Account No. 14-0112"

on applicant's transmittal letter. Applicant submitted a clean substitute specification containing the description, claims and drawings in response to the Notice.

12) A marked up copy of the specification containing the description, claims and drawings was submitted showing the changes made. A Statement Under 37 § 1.125 was also submitted.

13) Applicant stated in the response that the "substitute specification submitted herewith removes the additional claims that were noted on the Notification of Insufficient Fees".

14) Applicant further stated again in the response "The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112".

15) On March 20, 2009, Applicant received a Notification of Abandonment stating "Applicant has failed to respond to the notification of *MISSING REQUIREMENTS* (Form PCT/DO/EO/905) mailed June 27, 2008 within the time period set therein" as sent by Ms. Paulette Kidwell.

16) On March 24, 2009 applicant called Ms. Kidwell and left message stating applicant had timely responded to the *Notification of Insufficient Fees* on June 27, 2008.

17) On March 25, 2009, Ms. Kidwell returned the call stating she could not accept our response.

Remarks

Applicant believes that a *bona fide* attempt was made to timely respond to the Notice of Insufficient Fees by submitting a reply on August 7, 2008 containing the clean substitute specification including description, claims and drawings; a marked-up copy of the specification including description, claims and drawings; and a Statement under 37 CFR § 1.125. It was stated in the third paragraph of the response that applicant believed the substitute specification submitted removed the additional claims that were identified in the Notice.

Due to the numerous amendments made by Applicant in the international stage to the claims under Article 19, to the specification, to the claims and drawings under Article 34 over a period of time through three letters sent to WIPO and the EPO and later in the national phase with drawing amendments, it was believed the best way to incorporate the changes Applicant wanted, was to submit a substitute specification including the description, claims and drawings. Applicant believed the first substitute specification submitted with the description, claims and drawings on September

18, 2006 with the national phase entry, was not clearly evident with the application papers and was difficult to discern from the publication and amended publication. Thus, in response to the Notice of Insufficient Fees, Applicant submitted for a second time, an easily discernable clean substitute specification with the description, claims and drawings and a marked-up copy of the specification.

Applicant believed that the substitute specification was in compliance with the rules under 37 C.F.R. § 1.125 (a) which states "if the number or nature of the amendments or the legibility of the application papers renders it difficult to consider the application, or to arrange the papers for printing or copying, the Office may require the entire specification, *including the claims*, or any part thereof to be rewritten". Applicant believed by submitting a substitute specification to include the description, claims and drawings with a statement that the substitute specification included no new matter, that the entire specification to include the description, claims and drawings would be in compliance with the rules for submitting a substitute specification. Applicant included a marked-up version of the substitute specification showing the matter being added to and the matter being deleted as part of the submission of the substitute specification.

However, after more inspection of the rules, the applicant has found under 37 C.F.R. § 1.125(b) the statement "A substitute specification, *excluding the claims*, may be filed at any point up to the payment of the issue fee...."

While there appears to be some variance between the rules of 37 C.F.R. S 1.125(a) and (b), regarding the claims, Applicant also stated in the response, submitted on August 7, 2008, that the "Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112". This statement should have been relied upon by Ms. Kidwell to charge the excess claims fees to keep the application from being abandoned, if Ms. Kidwell believed that the response with the substitute specification under 37 C.F.R. § 1.125 did not comply to remove the additional claims, since the Notification clearly stated there was a lack of fees, and that nothing else was deficient in the application.

Applicant did not receive any notice indicating the response submitted to the Notification of Insufficient Fees was incomplete or improper. The applicant believed their response to the notice was complete until the Notice of Abandonment was received nearly eight months later.

Furthermore, Ms. Kidwell states in the Notice of Abandonment, that Applicant failed to respond to the notification of Missing Requirements mailed June 27, 2008. Applicant cannot find a notification of Missing Requirements mailed on that date. It is believed the notification that Ms.

Kidwell is referring is the Notification of Insufficient Fees mailed June 27, 2008.

Submitted with this petition are the following exhibits referenced in the preceding paragraphs:

Exhibit "1" date stamped filing receipt showing items filed with national phase entry on September 18, 2006, (1 page);

Exhibit "2" Transmittal Letter Concerning a Filing Under 35 U.S.C. 371, (3 pages);

Exhibit "3" Notice of Acceptance of Application Under 35 U.S.C. 371 mailed June 24, 2008, (2 pages);

Exhibit "4" Official Filing Receipt mailed June 24, 2008 (2 pages);

Exhibit "5" Notification of Insufficient Fees mailed June 27, 2008 (2 pages);

Exhibit "6" Letter Regarding a New Notice mailed June 27, 2008 (1 page);

Exhibit "7" date stamped filing receipt showing Response to Notification of Insufficient Fees filed August 7, 2008 was filed with copies of Substitute Specification and Marked-up Copy of Specification (1 page);

Conclusion

Applicant believes a bona fide attempt to respond to the Notification of Insufficient Fees was made. If it is believed by the examiner that Applicant did not respond fully to the Notice and that claims were to be presented separately and not as part of the substitute specification, the applicant respectfully requests that the Notice of Abandonment be withdrawn and that Applicant be given a new time period in which to reply with a compliant response.

While Applicant does not believe a fee is due with this petition, if the examiner determines that a fee is due, please charge any fee deficiency to Deposit Account No. 14-0112.

Respectfully submitted,
THE NATH LAW GROUP



Gary M. Nath
Registration No. 26,965
Tanya E. Harkins
Registration No. 52,993
Customer No. 20529

Date: April 17, 2009
112 South West Street
Alexandria, Virginia 22314
Tel: (703) 548-6284
Fax: (703) 683-8396
TEH/dd

FILING RECEIPT

Attorney Docket No. 27678U

Date: September 18, 2006

Attorney: GMN/JGB/JLM

Inventor: RATNAM et al.

International Application No: PCT/IN2004/000142

Serial No. NOT YET ASSIGNED

International Filing Date: 20 May 2004 (20.05.2004)

Filed: September 18, 2006

Title: AN IMPROVED PROCESS FOR PRODUCING CHLORINATED SUCROSE

Exhibit 1

DOCUMENTS BEING FILED:

THE PTO STAMP HEREON ACKNOWLEDGES RECEIPT OF:

- (1) Transmittal Letter
- (2) Transmittal Letter To U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371
- (3) International Publication No: WO 2005/090374 A1 with Amended Claims and Statement Under Article 19, International Publication Date: 29 September 2005 (29.09.2005);
- (4) Statement Under 37 CFR § 1.125;
- (5) **Clean Version Substitute Specification to be examined consisting of 44 pages including:**
 - 27 pages of specification,
 - 8 pages of 28 claims,
 - 1 page of the abstract,
 - 8 sheets of drawings;
- (6) Marked-up Version of Specification,
- (7) Executed Inventor's Declaration;
- (8) Executed Assignment to **Pharmed Medicare Pvt. Ltd. of Bangalore, Karnataka, India** with Recordation Cover Sheet;
- (9) PCT/ISA/210 International Search Report;
- (10) PCT/ISA/237 Written Opinion;
- (11) PCT/ISA/409 International Preliminary Report on Patentability;
- (12) PCT/IB/304 Transmittal of Priority Document;
- (13) PCT/IB/306 Notification of the Recording of A Change with Assignment;
- (14) Letter dated August 8, 2005 to WIPO with amended claims and statement under Article 19;
- (15) Letter dated October 18, 2005 to EPO with Article 34 amendments and statement;
- (16) Letter dated August 17, 2006 to EPO with response to IPER and amended page no. 33;
- (17) Check No. 2860 \$1,340.00 for Government Filing Fee(\$300), Search Fee(\$400), Examination Fee(\$200), 8 extra claims over 20(\$400) and assignment recordation fee(\$40) as a large entity;
- (18) Postcard for early notification of serial number.

**NATH & ASSOCIATES PLLC**

112 South West Street,

Alexandria, VA 22314

Phone: (703) 548-6284

Fax: (703) 683-8396

FILE CHECK

Prepared by:

dd
Vdd

Approved by:

Copy reviewed:

Filed by:

GMN/GBK/JLM/dd

Return to D. Dean

Best Available Copy		I : 18 September 2006 (18.06. 2006)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLN. NO. (if known): Not Yet Assigned
INTERNATIONAL APPLICATION NO.: PCT/IN2004/000142	INTERNATIONAL FILING DATE: 20 May 2004 (20.05.2004)	PRIORITY DATE CLAIMED: 19 March 2004 (19.03.2004) IN 17 May 2004 (17.05.2004) IN
TITLE OF INVENTION: AN IMPROVED PROCESS FOR PRODUCING CHLORINATED SUCROSE,		
APPLICANT(S) FOR DO/EO/US: RATNAM, Rakesh; KULKARNI, Shrikant; AURORA, Suneet		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items(5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)): Exhibit 2</p> <p>a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</p> <p>b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input type="checkbox"/> An English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input checked="" type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A FIRST preliminary amendment.</p> <p>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment</p> <p>15. <input checked="" type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</p> <p>20. <input checked="" type="checkbox"/> Other items or information: TRANSMITTAL FORM WITH FEE CALCULATION; INTERNATIONAL PUBLICATION WO 2005/090374 A1 WITH AMENDED CLAIMS AND STATEMENT UNDER ARTICLE 19; INTERNATIONAL PUBLICATION DATE 29 SEPTEMBER 2005 (29.09.2005); STATEMENT UNDER 27 CFR § 1.125; CLEAN VERSION SUBSTITUTE SPECIFICATION TO BE EXAMINED CONSISTING OF 44 PAGES INCLUDING: 27 PAGES TEXTUAL SPECIFICATION, 8 PAGES OF 28 CLAIMS, 1 PAGE OF THE ABSTRACT; 8 SHEETS DRAWINGS; EXECUTED INVENTOR'S DECLARATION; EXECUTED ASSIGNMENT TO PHARMED MEDICARE PVT. LTD. OF BANGALORE, KARNATAKA, INDIA WITH RECORDATION COVER SHEET; PCT/ISA/210 INTERNATIONAL SEARCH REPORT; PCT/ISA/237 WRITTEN OPINION; PCT/ISA/409 INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY; PCT/IB/304 TRANSMITTAL OF PRIORITY DOCUMENT; PCT/IB/306 NOTIFICATION OF THE RECORDING OF A CHANGE WITH ASSIGNMENT; LETTER DATED AUGUST 8, 2005 TO WIPO WITH AMENDED CLAIMS AND STATEMENT UNDER ARTICLE 19; LETTER DATE OCTOBER 18, 2005 TO EPO WITH ARTICLE 34 AMENDMENTS AND STATEMENT; LETTER DATED AUGUST 17, 2006 TO EPO WITH REPOSE TO IPER AND AMENDED PAGE NO. 33. </p>		

				<u>CALCULATIONS</u>	<u>PTO USE ONLY</u>
21. Basic national fee	\$ 300			\$ 300	
22. Examination fee If the written opinion prepared by the ISA/US or the international preliminary examination report prepared by IPEA/US and all claims satisfy Provisions of PCT Article 33(1)-(4)	\$ 0				
All other situations.....	\$200			\$ 200	
23. Search fee (37 CFR 1.492(b) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)	\$ 0				
Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority.....	\$100				
International Search Report prepared and provided to the Office.....	\$400				
All other situations.....	\$500				
 <u> </u> Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets fo paper or fraction thereof.	\$ 0				
TOTAL OF 21, 22 & 23=	\$ 900				
 Surcharge of \$130.00 for furnishing the oath or declaration later than <u> </u> 20 <u> </u> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$				
CLAIMS	NO. FILED	NO. EXTRA	RATE		
TOTAL	<u>28 -20=</u>	8 ..	X \$ 50.00	\$ 400.00	
INDEPENDENT	<u>3 - 3=</u>	0	X \$ 200.00	\$ 0.00	
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =	\$ 1300.00				
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00	
SUBTOTAL =	\$ 1300.00				
Processing fee of \$130.00 for furnishing the English translation later than <u> </u> 20 <u> </u> 30 months from the earliest claimed priority date (37 CFR 1.492(f)) +	\$ 0.00				
TOTAL NATIONAL FEE =	\$ 1300.00				
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <u>\$40.00 per property</u> +	\$ 40.00				
TOTAL FEES ENCLOSED =	\$ 1340.00				
	Amount to be: refunded	\$			
	charged	\$			

U.S. APPLICATION NO.
(if known) not yet assignedINTERNATIONAL APPLICATION NO.
PCT/ IN2004/000142

DATE: 18 September 2006 (18.09.2006)

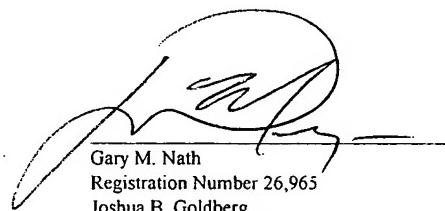
- a. One check in the aggregate amount of \$ 1340.00 to cover the above fees is enclosed.
- b. Please charge my Deposit Account No. 14-0112 in the amount of \$ _____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.
- d. Fees are to be charged to a credit card ____ WARNING: Information on this form may become public ____ Credit Card Information should not be included on this form. ____ Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:

Gary M. Nath
NATH & ASSOCIATES PLLC
 112 South West Street
 Alexandria, VA 22314

(703) 548-6284 (phone)
 (703) 683-8396 (fax)



Gary M. Nath
 Registration Number 26,965
 Joshua B. Goldberg
 Registration No. 44,126
 Jerald L. Meyer,
 Registration No. 41,194

Customer No. 20529



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/593,158	Rakesh Ratnam	27678U
20529	INTERNATIONAL APPLICATION NO.	
NATH & ASSOCIATES	PCT/IN04/00142	
112 South West Street	I.A. FILING DATE	PRIORITY DATE
Alexandria, VA 22314	05/20/2004	03/19/2004

Exhibit 3

CONFIRMATION NO. 7035
371 ACCEPTANCE LETTER



OC000000030584610

Date Mailed: 06/24/2008

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>09/18/2006</u>	<u>09/18/2006</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 09/18/2006
- Copy of the International Search Report filed on 09/18/2006
- Copy of IPE Report filed on 09/18/2006
- Preliminary Amendments filed on 10/25/2007
- Information Disclosure Statements filed on 02/09/2007
- Oath or Declaration filed on 09/18/2006
- Request for Immediate Examination filed on 09/18/2006
- U.S. Basic National Fees filed on 09/18/2006
- Priority Documents filed on 09/18/2006
- Specification filed on 09/18/2006
- Claims filed on 09/18/2006
- Abstracts filed on 09/18/2006
- Drawings filed on 09/18/2006

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNTT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
10/593,158	09/18/2006	1300		27678U	25	1

CONFIRMATION NO. 7035

20529
NATH & ASSOCIATES
112 South West Street
Alexandria, VA 22314

FILING RECEIPT



OC000000030584609

Date Mailed: 06/24/2008

Exhibit 4

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections.

Applicant(s)

Rakesh Ratnam, Mumbai, INDIA;
Shrikant Kulkarni, Mumbai, INDIA;
Suneet Aurora, Mumbai, INDIA;

Assignment For Published Patent Application

Pharmed Medicare Private Limited, Mumbai, INDIA

Power of Attorney: The patent practitioners associated with Customer Number 20529

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/IN04/00142 05/20/2004

Foreign Applications

INDIA PCT/IN04/00064 03/19/2004
INDIA 563/MMU/20004 05/17/2004

If Required, Foreign Filing License Granted: 06/19/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/593,158**

Projected Publication Date: 10/02/2008

Non-Publication Request: No

Early Publication Request: No

license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/593,158	Rakesh Ratnam	27678U
20529 NATH & ASSOCIATES 112 South West Street Alexandria, VA 22314		INTERNATIONAL APPLICATION NO. PCT/IN04/00142
		I.A. FILING DATE PRIORITY DATE 05/20/2004 03/19/2004

CONFIRMATION NO. 7035
371 FORMALITIES LETTER



Date Mailed: 06/27/2008

Notification of Insufficient Fees (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Priority Document
- Copy of the International Application filed on 09/18/2006
- Copy of the International Search Report filed on 09/18/2006
- Copy of IPE Report filed on 09/18/2006
- Preliminary Amendments filed on 10/25/2007
- Information Disclosure Statements filed on 02/09/2007
- Oath or Declaration filed on 09/18/2006
- Request for Immediate Examination filed on 09/18/2006
- U.S. Basic National Fees filed on 09/18/2006
- Priority Documents filed on 09/18/2006
- Specification filed on 09/18/2006
- Claims filed on 09/18/2006
- Abstracts filed on 09/18/2006
- Drawings filed on 09/18/2006

Exhibit (5)

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$2950** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$2950** for a Large Entity:

Total additional claim fee(s) for this application is **\$2950**

- **\$2950** for 67 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/593,158 20529 NATH & ASSOCIATES 112 South West Street Alexandria, VA 22314	Rakesh Ratnam	27678U
		INTERNATIONAL APPLICATION NO. PCT/IN04/00142
		I.A. FILING DATE PRIORITY DATE 05/20/2004 03/19/2004

Exhibit 6

CONFIRMATION NO. 7035
371 WITHDRAWAL NOTICE



"OC000000030656150"

Date Mailed: 06/27/2008

Letter Regarding a New Notice and/or the Status of the Application

If a new notice is enclosed, applicant may disregard the previous notice mailed on 06/24/2008. The time period for reply runs from the mail date of the new notice. Within the time period for reply, applicant is required to file a reply in compliance with the requirements set forth in the new notice to avoid abandonment of the application.

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at
1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If the reply is not filed electronically via EFS-Web, the reply must be accompanied by a copy of the new notice.

If the Office previously granted a petition to withdraw the holding of abandonment or a petition to revive under 37 CFR 1.137, the status of the application has been returned to pending status.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

FILING RECEIPT

Inventor: RATNAM, et al. Art Unit: XX
Appl. No.: 10/593,158 Examiner: XX
Filing Date: September 18, 2006 Confirm. No.: XX
Intl. Appl. No.: PCT/IN2004/000142
Intl. Filing Date: May 20, 2004
Title: AN IMPROVED PROCESS FOR PRODUCING CHLORINATED SUCROSE

THE PTO STAMP HEREON ACKNOWLEDGES RECEIPT OF:

1. Transmittal Letter;
2. Copy of Notification of Insufficient Fees;
3. Response to Notification of Insufficient Fees;
4. Statement Under 37 CFR S. 1.125;
5. Clean Substitute Specification and Drawings; and
6. Marked-up copy of Specification and Drawings.

Exhibit 7

THE NATH LAW GROUP
112 South West Street
Alexandria, VA 22314



August 7, 2008

- File Check -
Prepared By: dd
Approved By: *JH*
Copied/Filed By: dd
TEH/dd

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: RATNAM, et al.

Art Unit: XX

Appl. No.: 10/593,158

Examiner: XX

Filing Date: September 18, 2006

Confirm. No.: XX

Intl. Appl. No.: PCT/IN2004/000142

Intl. Filing Date: May 20, 2004

Title: AN IMPROVED PROCESS FOR PRODUCING CHLORINATED SUCROSE

RESPONSE TO NOTIFICATION OF INSUFFICIENT FEES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Exhibit 8

Sir:

In response to the Notification of Insufficient Fees, mailed June 27, 2008, submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

1. Statement Under 37 CFR § 1.125;
2. Clean Substitute Specification and Drawings; and
3. Marked-up copy of Specification and Drawings.

The applicant, through the undersigned attorney, believes that the substitute specification submitted here with removes the additional claims that were noted on the Notification of Insufficient Fees.

In the substitute specification submitted herewith, there are a total of 28 claims and three independent claims. The multiple dependencies are eliminated by the substitute specification.

Thus there are only 8 additional claims over 20, and not 67 total claims over 20 as mentioned in the Notification. On September 18, 2006, check no. 2860 for the amount of \$1,340 was paid to the USPTO. Therefore, the applicant believes all fees that are due have been paid to the USPTO for 28 total claims.

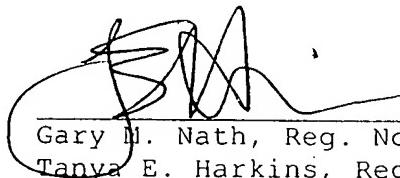
MAIL STOP - PCT
Docket No. 27678U

If the examiner does not agree with the assessment provided herewith, or if the Examiner has any questions or wishes to discuss this matter, kindly telephone the undersigned attorney.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,

THE NATH LAW GROUP



Gary M. Nath, Reg. No. 26,965
Tanya E. Harkins, Reg. No. 52,993
Customer No. 20529

August 7, 2008

THE NATH LAW GROUP
112 South West Street
Alexandria, VA 22314
THE/dd:ResNotInsufficientFees